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RECEIVED AND FILED  
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N.J. BOARD OF DENTISTRY  
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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

IN THE MATTER OF

**Aleksandr Gurvich, D.D.S.**  
**License No. 22DI 02154300**

LICENSED TO PRACTICE DENTISTRY  
IN THE STATE OF NEW JERSEY

Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the Board of Dentistry ("Board") upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made.

FINDINGS OF FACT

1. Aleksandr Gurvich, D.D.S. ("respondent"), is a dentist in the State of New Jersey and has been a licensee at all times relevant to this order. Respondent's license is currently in active status.

2. Respondent's license to practice dentistry in the Commonwealth of Massachusetts was suspended indefinitely on June 3, 2005 by the Final Decision and Order by Default ("Final Order") issued by the Massachusetts Board of Registration in Dentistry ("Massachusetts Board"). The Massachusetts Board suspended respondent for:

(a) Failing to meet the professional standards for dentistry in the Commonwealth of

Massachusetts by billing third-party insurers for services not rendered or not fully rendered;

(b) Failing to maintain clinical records for patients for a minimum period of three years from the dates of his last encounters with each patient; and

(c) Failing to cooperate with the Massachusetts Board's investigation of the matter by failing to appear at an investigatory conference, failing to make his office available for an inspection, and failing to return numerous telephone calls from the Board's investigator.

#### CONCLUSION OF LAW

The above findings of fact provide grounds for disciplinary action in this State pursuant to N.J.S.A. 45:1-21(g), as the Commonwealth of Massachusetts has suspended respondent's license to practice dentistry in that State for reasons consistent with the provisions of N.J.S.A. 45:1-21.

#### DISCUSSION

Based on the foregoing findings and conclusion, a Provisional Order of Discipline was entered on September 6, 2007. A copy of the Order was forwarded to respondent's address of record by certified and regular mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following its entry unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal, setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed, and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefore.

Respondent replied to the Provisional Order with an undated letter, which was received by the Board on October 3, 2007, and other materials in response. In that letter, respondent states that upon receipt of the Board's Provisional Order he contacted the State of Massachusetts and states he was advised of the requirements necessary to restore his license in that state. He then submitted to the Board a letter addressed to the Massachusetts Board,

copies of continuing education certificates, a copy of what purports to be the Massachusetts jurisprudence examination, and a letter requesting that the New Jersey Board notify Massachusetts that he holds a license in good standing in this State.

The respondent sent two additional letters in September 2008. In the first letter dated September 8, 2008, respondent states that his license to practice dentistry in the Commonwealth of Massachusetts was not suspended at any point in time. Rather, respondent states that the Massachusetts Board suspended his right to renew the license. The letter further states that the information acquired by the Board from a staff member of the Massachusetts Board advising that respondent remains suspended from practicing in Massachusetts, and the information the Board obtained on the website of the Massachusetts Board, is inaccurate because the staff was not informed about the Massachusetts Board's decision and the information was not current in the computer system. Respondent, as per his letter, states that he contacted the Executive Director for the Massachusetts Board and was informed that the Massachusetts Board voted to reinstate his right to renew his license in the Commonwealth of Massachusetts, and that a staff member will get in contact with the counseling Deputy Attorney General for the Board to advise her on the ability to apply for reinstatement. He did not provide proof that his dental license is actually reinstated in Massachusetts.

On September 26, 2008 the respondent sent another letter. In that letter respondent sent proof from the Commonwealth of Massachusetts that his ability to renew his dentistry license has been reinstated and additionally enclosed proof of continuing education credits.


Respondent's submissions were reviewed by the Board. The Board determined that the Provisional Order of Discipline is to be finalized as written and should neither be modified or dismissed. The Board found that respondent did not demonstrate definitively that his license to practice dentistry in Massachusetts had been reinstated.

IT IS ON THIS 21<sup>st</sup> DAY OF November, 2008,

HEREBY ORDERED THAT:

1. The license of Aleksandr Gurvich, D.D.S., to practice dentistry in the State of New Jersey is hereby suspended unless and until he is reinstated by the Massachusetts Board of Registration in Dentistry. The Board will not entertain an application for reinstatement until such time as respondent demonstrates that his license to practice dentistry has been fully restored in the State of Massachusetts. Additionally, at the time of any application for reinstatement, respondent shall demonstrate to the Board's satisfaction that he meets all statutory and regulatory requirements for reinstatement.

NEW JERSEY STATE BOARD OF DENTISTRY

By:   
Alexander Hall, D.M.D.  
Board President